Phone: 630-232-0006

Fax: 630-232-7393



Congressman Peter J. Roskam

Chief Deputy Whip Illinois' 6th Congressional District

The District Office 2700 International Drive, Suite 304 West Chicago IL 60185

To:	Congressional Unit 703-614-7089	Date: _	5-28-14
From:			24.75
(b) (6)			05-29-14 07:15
	Number of Pages Including Cover Page	15	
Comments _	Please call with any question	s, tha	uks!
	e enclosed the documents in the BCNR for ree	(b) (6) Lansi de	said were

FAX No. 6302327393

P. 002

PETER J. ROSKAM

ETH DISTRICT, ILLINOIS

CHIEF DEPUTY WHIP

COMMITTEE ON WAYS AND MEANS

SUBCOMMITTEES:

TRADE

HEALTH



Congress of the United States

House of Representatives Washington, **BC** 20515—1306 roskam.house.gov fecebook.com/RepRoskam twltter.com/PeterRoskam

227 CANNON HOUSE OFFICE BUILDING

Washington, DC 20515 (202) 225-4581

2700 INTERNATIONAL DRIVE SUITE 304 WEST CHICAGO, IL 80195

(630) 232-0006

May 28, 2014

b) (6)

Director, House Liaison Office
Department of the Navy
B-324 Rayburn House Office Building
US House of Representatives
Washington, DC 20515-0001

Dear (b) (6)

My constituent, Mr. (b) (6) has requested my office to make an inquiry regarding the status of their reconsideration at the BCNR.

Very truly yours,

Peter J. Roskam Chief Deputy Whip Member of Congress

PJR/rp

Your signature on this document is required for assistance

Privacy Release Form Congressman Peter Roskam, 6th Congressional District, IL

	•	,
(b) (6) Nam		ary 13, 2014
Stree		
City_		
Ноше		<u></u>
Date		
Veterans Claim Number (if applies)		,
Military Identification Number (if applies)		
Other numbers identifying my case (if applies)		
Federal Agency involved		
Types of benefits I am seeking		
Date and Place claim was filed		
Information obtained regarding my case may be	shared with the following in diriduals.	
Name US Military	Relationship	Former Employer
Name	Relationship	
Indeed District Control of the Contr		
Under the Privacy Act of 1974, Federal Ag an individual without written consent. The Peter I Roskey and his stoff to make in	gencies are prohibited from releasing any in	formation regarding
Peter J. Roskam and his staff to make inque	iries into my records from whoever necessi	horize Congressman
share info(b) (6) regarding my	inquiry.	aty to receive and
Significant		
Signature	D _{ate} Januar	y 13th, 2014
		•

Please mail or fax this completed form, a letter explaining the situation and desired resolution, and copies of any relevant documentation to:

Congressman Peter Roskam 2700 International Drive, Suite 304 West Chicago, IL 60185 F: (630) 232-7393 This letter is to notify our intent to dispute the validity and decision made to the previous application,

Docket No: 980-14. Due to the fact that we disagree with the decision handed by BCNR on the grounds that Jesus

(b) (6) was seen by a certified clinical military psychiatrist and properly diagnosed with adjustment

Disorder/personality disorder and properly processed while serving in the US Navy on the USS Boxer LHD4, Mr.

(b) (6) has seen multiple psychiatrists and has been given neuropsychological evaluations and has been cleared by all to have had no signs of a personality disorder and adjustment disorders. Certified clinical psychiatrist have reviewed the documentation provided by the Navy and Mr. (b) (6) Service and medical records and have come to the conclusion that Mr. (b) (6) might have been misdiagnosed with Adjustment Disorder and Personality Disorder due to the transmatic news he heard about his mother.

Also, we have made numerous attempts to have the Command in which Mr. (b) (6) served, send us copies of the records they have not only showing but proving that a certified clinical psychologist of the fleet met with Mr. (b) (6) Emails were exchanged by (b) (6)

(b) (6) and Mr. (b) (6) in which he makes a statement not only proving but providing a credible piece of evidence that Mr. (b) (6) was not seen on the USS Boxer. He states that there are no records of Mr. (b) (6) being seen by a clinical psychologist in his time on the USS Boxer. His statement not only shows but proves a case of injustice and error on the behalf of his former command and the United States Navy. Per (b) (6)

he was going to send the information to the legal department and also share it with (b) (6)

which Master Chief Berry went on to ignore. Such behavior and the statement made by (b) (6)

that Mr. (b) (6) was not seen on the USS Boxer only raises questions on the validity and credibility of their so called psychological evaluation and their findings in which clearly violate DoD regulations.

The DoD Directive states that:

"separation on the basis of a personality disorder is authorized only if a diagnosis by a psychiatrist or psychologist, completed in accordance with procedures established by the military Department concerned, concludes that the disorder is so severe that the member's ability to function effectively in the military environment is significantly impaired." (Enc. 3, Part E3.A1.1.3.4.8.3)

Under this requirement, an opinion about severity and interference must be made by a military psychiatrist or psychologist. A commander's conclusion that the condition is so severe that it interferes with duty is insufficient, and in fact is not required in the Directive. A psychiatrist's opinion that a personality disorder is severe should not require discharge unless he or she finds that this severity causes interference with performance. These points are sometimes lost on military psychiatrists and commands.

Furthermore, the chain of command in which Mr. (6) served was notified of the situation back home and were able to verify the matter (b) (6) whom was in charge of the division in which Mr. (b) (6) was assigned to was able to communicate and confirm with Doctors at Thorek Hospital in Chicago. After receiving confirmation Mr. (b) (b) was encouraged to ask for leave which was approved by (c) (6) After requesting approval from the DIVO, (b) (6) and Mr. (b) (6) were denied the leave request. Mr. (b) (6) was compliant with his Chain of Commands requests to only speak to the Ships Chaplain if he felt he needed someone to speak to. Mr. (D) (6) did speak to the chaplain and made clear his intentions were to take leave and remain in the Navy on active duty. After speaking with the chaplain and denied leave, Mr. (b) (6) consulted with his chain of command and request open mast which was granted. Before Mr. (b) (6) met with the Commanding Officer of the USS Boxer, Mr. (b) (6) met to consult with In that meeting Mr. o) (6) again emphasized his intentions to fulfill his contract but was just requesting leave. (b) (6) advised Mr. (b) (6) that the Commanding Officer would be looking to discharge him and not approve leave. Mr. (b) (6) understood and went on to carry on the scheduled meeting with the Commanding officer of the USS Boxer, In that meeting (b) (b) was advised of the intentions by Mr. (b) (6). His intentions included, fulfilling his contract to the Navy but to also request leave to make sure everything was well back home. (b) (b) advised Mr. (b) (6) that he would consider his request and would give a final determination in a few days. After his last attempt in request of leave was denied, Mr. (b) (6) as a result then felt as he had no other choice but to request separation which was granted.

Mr. (b) (6) was separated despite his requests to want to honor his contract to the Navy and was given an unjustifiable and unfair discharge code of RE4 linked with a personality Disorder/Adjustment Disorder. Due to the evidence provided in his service record, lack of proof from his chain of Command and the Navy along with a

substantial and credible piece of evidence provided by (b) (6)

Balboa Naval Hospital and our office to include, results from a clinical certified Psychologists, results from his neuropsychological test, and results to from a Certified Psychiatrist, we request that the RE4 be removed from his service record.

Mr. (b) (6) never suffered from any Adjustment Disorders/Personality Disorder. He on the contrary, successfully completed his boot camp without any negative marks. He then went on to ABH-A school in Pensacola, Florida where he also successfully completed his training with exceptional marks and was named Division leader by his instructors for his exceptional leadership, commitment and behavior. Mr. (b) (6) was given a certificate praising his excellent work ethic, dedication and leadership to the Navy and his shipmates. Those clearly are not accomplishments that can be obtained by someone who was labeled as someone with an adjustment disorder /personality disorder. Mr. (b) (6) had clearly adjusted to life in the military and was suitable for service in the armed forces. Upon completing his ABH training, Mr. (b) (6) was transferred to the command of his choosing thanks to his exceptional leadership while in ABH-A school. Mr. (b) (6) chose the USS Boxer out San Diego, California. Mr. (b) (6) reported 24 hrs earlier than scheduled and was eager to get his naval career underway on the ship USS Boxer. While in San Diego, Mr. (b) (6) continued his positive work ethic while awaiting transfer to the ship that was currently on a deployment. Once Mr. (b) (6) received his orders to the USS Boxer, he was flown to the Middle East to meet with the ship in Bahrain.

While on the USS Boxer, Mr. (b) (6) completed his daily tasks with no negative marks or any negative attitude. Approximately three months later Mr. (b) (6) mother was involved in a single car accident and was notified by his father when Mr. (b) (6) called home. Mr. (b) (6) mentioned the matter to his chain of command to make them aware of the situation. Once back at the ship is when Mr. (b) (6) spoke to his superiors and requested leave. This is when the assumptions by USS Boxer Personnel began and consequently led to Mr. (b) (6) being wrongly discharged and unjustifiably given a personality Disorder/Adjustment Disorder and given the RE4 code.

Based on all the credible evidence provided to BCNR to include medical clearance from multiple certified psychologists, Mr. (b) (6) in service success and accomplishments along with the most important and credible piece of evidence, the email of admission from the (b) (6)

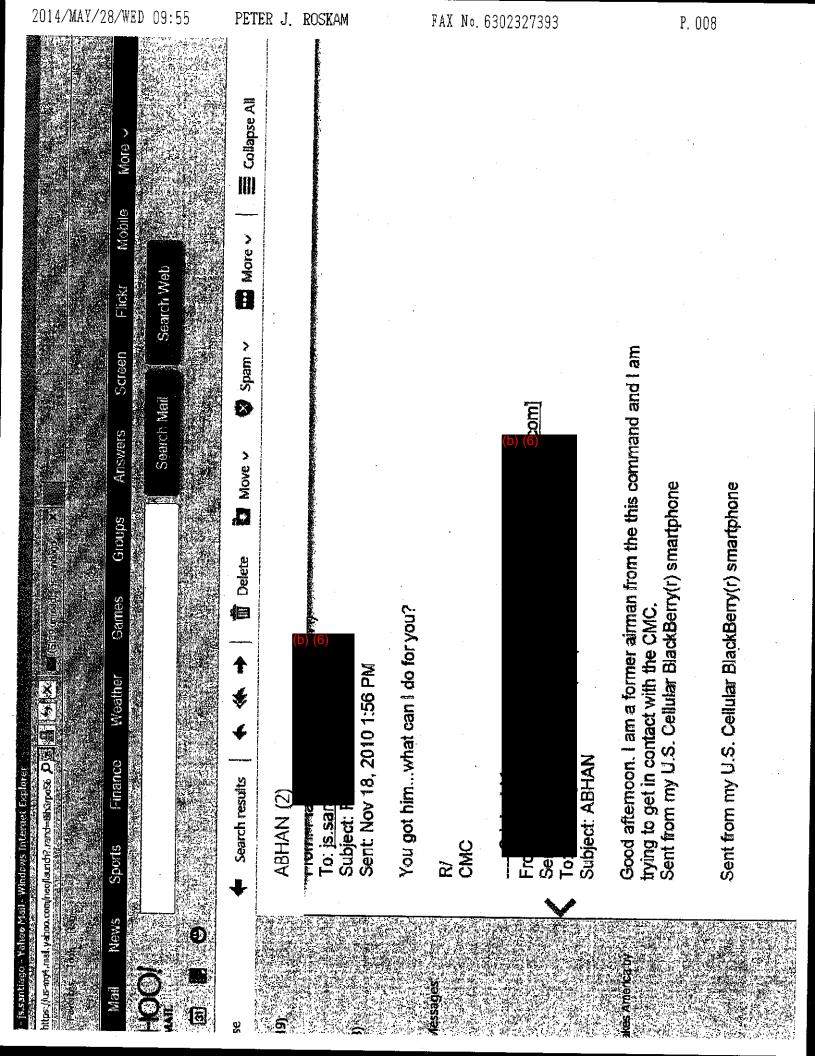
(b) (6) that Mr. (b) (6) was not seen by a psychologist while on the USS Boxer, we emphatically and respectfully request the removal of the RE4 and upgrade of Mr. (b) (6) service record. The Command Master

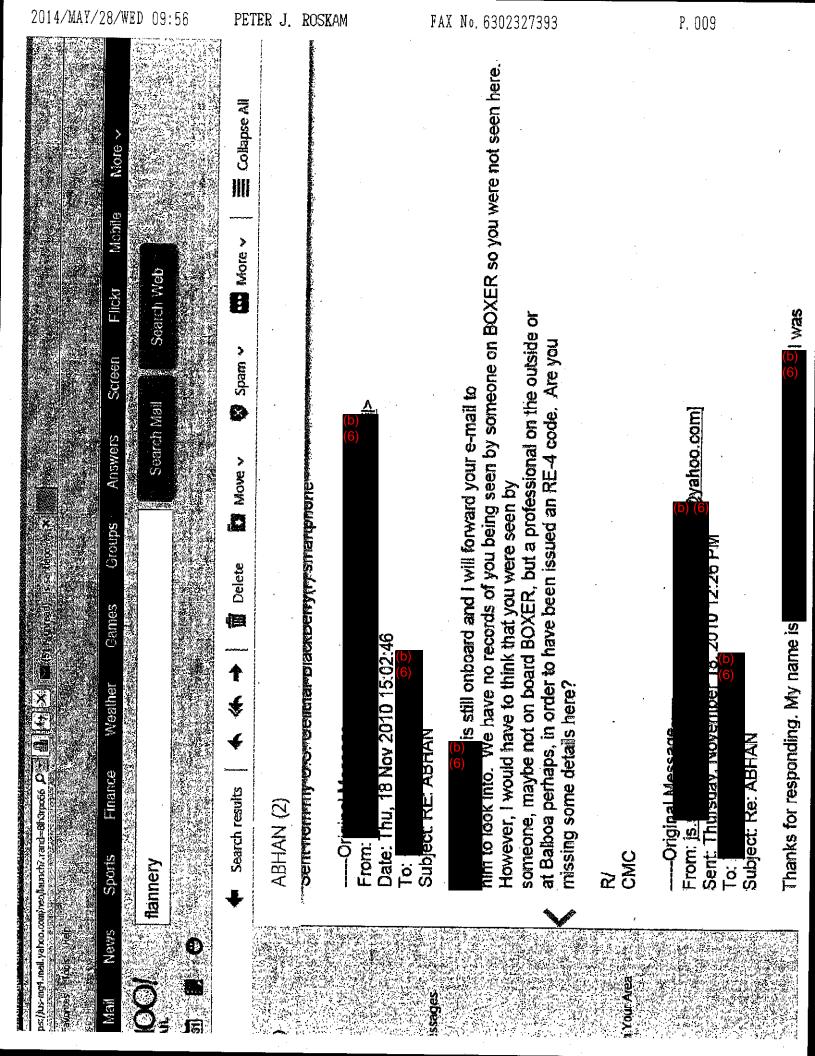
Chief agrees that Mr. (b) (6) should have been seen by a psychologist before being given the RE4 and that perhaps he could have been seen outside of the USS Boxer at Balboa. We have contacted Balboa and verified that he was not seen there. The contact information and email is also attached. That statement made by the Command Master Chief of the USS Boxer and the statement given by Health Systems Specialist, Case Supervisor (b) (6) not only shows but proves that not only was he (Mr. (b) (6) was not seen by a certified psychologist on the USS Boxer or at Balboa. Those statements only prove that Mr. (b) (6) was improperly and unjustly discharged.

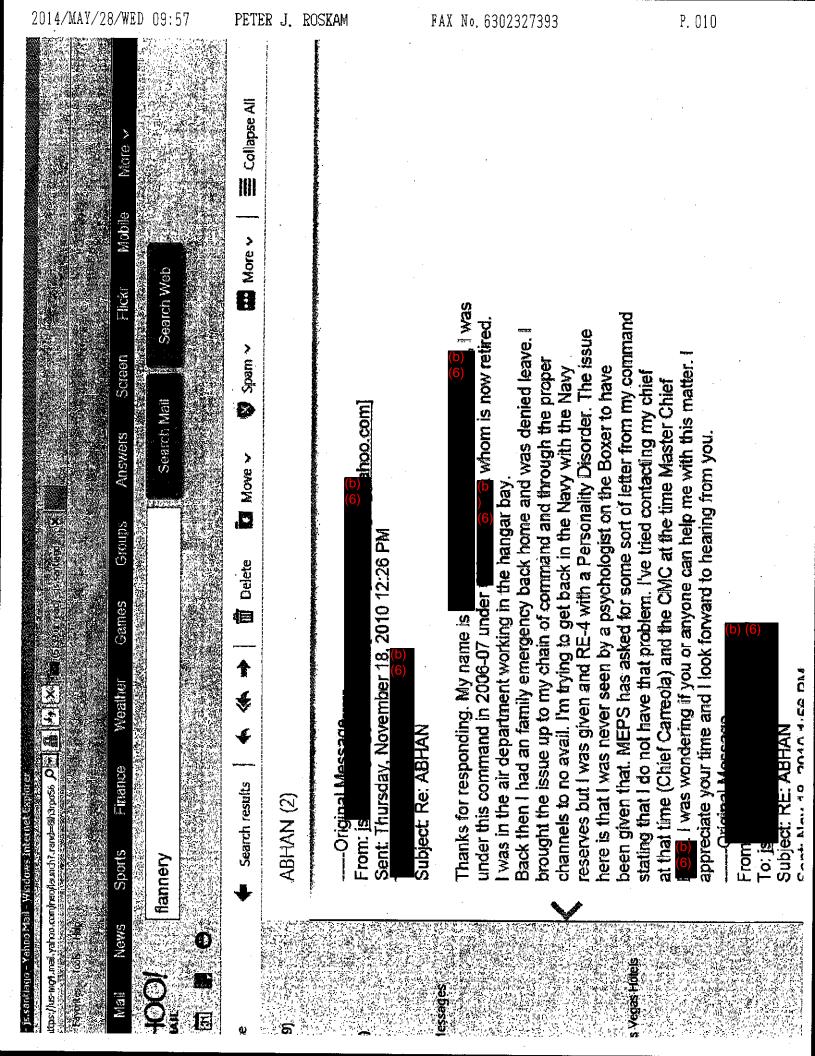
In conclusion, we respectfully and emphatically request BCNR to change and upgrade Mr. Santiago's RE4 code and upgrade his service record due to the substantial creditable evidence provided to you. This is a clear and obvious case of injustice and inequity and relief is to be granted by law to Mr. (b) (6)

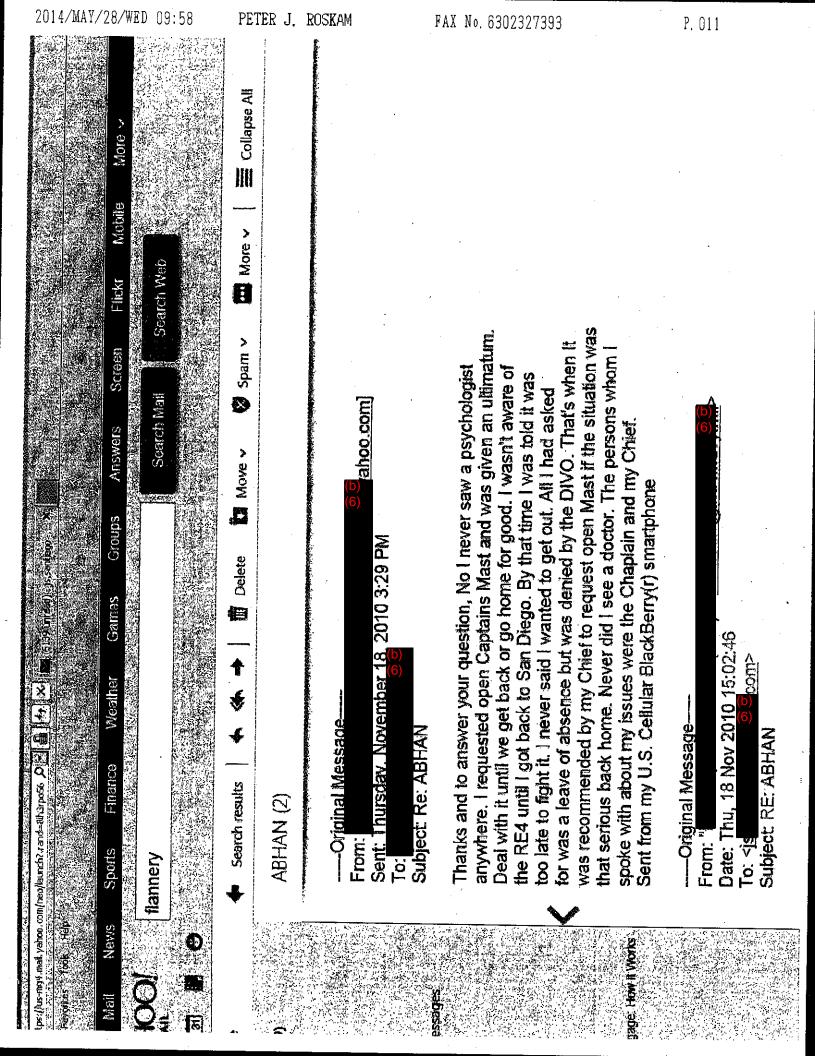
Respectfully,

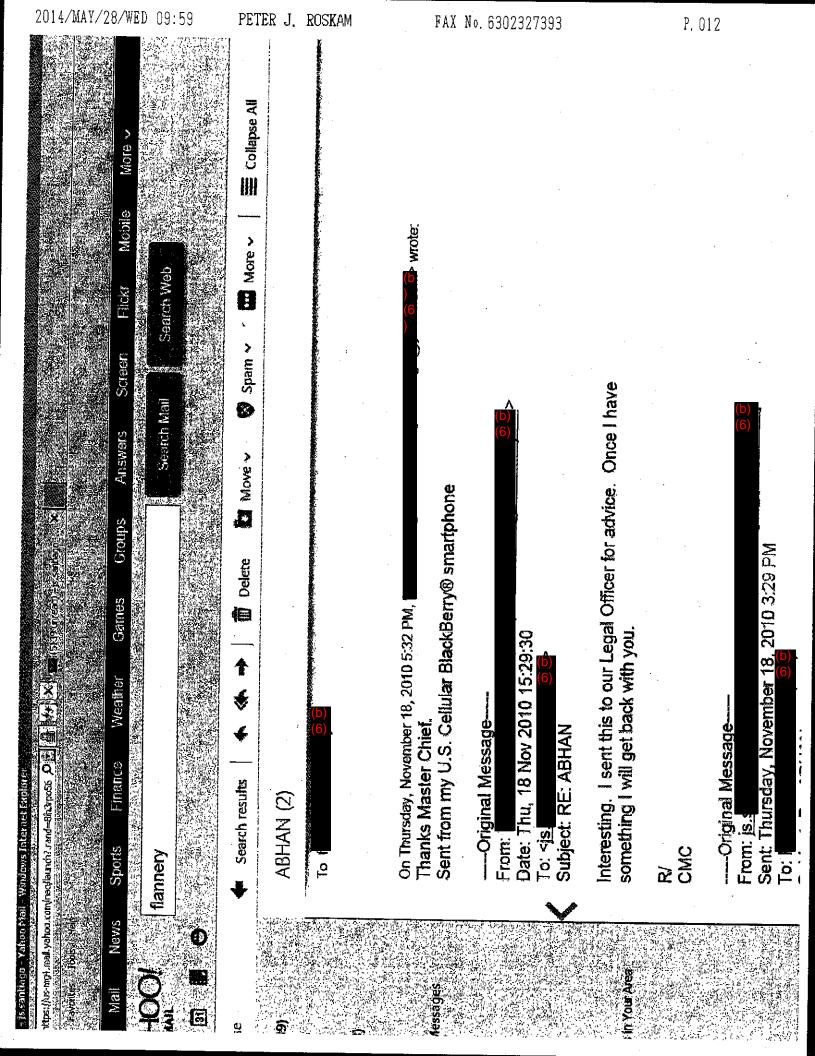
The Law Center, P.C.











April 8, 2014

Re: (b) (6)

To Whom It May Concern,

has been under my care since September 12, 2013. He regularly attends appointments in my office on a monthly basis. He has been compliant with treatment and appointments. Mr. (b) (6) has under gone neuropsychological testing and re-testing, which did not support any Axis I or Axis II diagnoses. It is in my opinion that Mr. does not display any valid Axis I or Axis II diagnoses including Adjustment Disorders Spectrum of Disorders as well as personality traits or disorders. He may have been misdiagnosed with Personality Disorder NOS as well as Adjustment Disorder Spectrum of Disorders due to trauma he was experiencing at the time. However, currently, the patient does not display any signs or symptoms of Adjustment Disorders or Personality Disorders. Mr. (b) (6) appears fit to pursue his career goals in law enforcement. In conclusion, I disagree with previous Axis I and Axis II diagnoses due to my testing and observations.

Feel free to contact my office at (b) (6) if you have any questions.







Maval Air Technical Training Center Certificate of Completion

Presented to

AVIATION BOATSWAIN'S MATE (HANDLER) AIRMAN USN

for successful completion
of the prescribed course of study
at the

Aviation Boatswain's Mate Handler Course, Class A1
(C-822-2010)

011 29 Sep 2006





COMMANDING OFFICER
NAVAL AIR TECHNICAL TRAINING CENTER



The Commanding Officer Naval Air Technical Training Center, Pensacola takes pleasure in commending

AVIATION BOATSNAIN'S MATE (AIRCRAFT HANDLING) AIRMAN UNITED STATES NAVY for service as set forth in the following

CITATION

For professional achievement in the superior performance of his duties as Assistant Class Leader, ABH(A1) School, Class #06380, Air Training Department, Naval Air Technical Training Center, Pensacola, Florida from 7 September to 29 September 2006. Airman consistently performed his duties in an exemplary and highly professional manner earning him the respect of his classmates and the "AB" School Staff. As Assistant Class Leader he showed the initiative, mature judgment and cooperative attitude required to carry out the responsibilities of this important assignment. Airman exceptional professionalism and selfless devotion to duty reflected credit upon himself and were in keeping with the highest traditions of the United States Naval Service.

